THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO.19886 OF 2005

Dated 14th September 2005

Between:

B.Jogi Naidu S/o.B.Pardesi Naidu,

52 years, Occu:Chief Executive,

JAMI – PACS, R/o.Tandrangi Kottam PO.,

Dharmavaram SO, Vizianagaram Dist.

…Petitioner

And

The Registrar, Cooperative Societies, Hyderabad

& others

…Respondents

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O R D E R:

The petitioner has been placed under suspension, by the 4th respondent, on 14.8.2003, on certain allegations. An Enquiry Officer is said to have been appointed, and it is alleged that no report has been submitted, as yet. The grievance of the petitioner is that on account of the continued suspension, for the past two years, he is subjected to great hardship. He challenges the order of suspension.

Heard the learned counsel for the petitioner and learned Government Pleader for Cooperation.

Two years have elapsed since the petitioner has been placed under suspension. It is not known as to why the proceedings, against the petitioner, have not been concluded, as yet. Continued suspension of an employee, beyond a point, tends to become a penalty by itself. Further, it is not in the interest of the employer also, to keep the employee under suspension, for a prolonged period. It would entail payment of subsistence allowance, without extracting any work. The petitioner also points out that he has not been paid the subsisting allowance, for a considerable time.

Having regard to the facts and circumstances of the case, the writ petition is disposed of, directing that the 4th respondent shall conclude the disciplinary proceedings, against the petitioner, within a period of four months, from the date of receipt of a copy of this order. There shall be no order as to costs.

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14th September 2005

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